

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

AND

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 25140 of 2005

25-11-2005

Between:

Mir Shabbir Ali Khan.

..... PETITIONER

AND

Department of Archeology, Hyderabad, rep. by its Director & Others.

.....RESPONDENTS

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

AND

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 25140 OF 2005

ORDER: (Per Hon'ble Sri Bilal Nazki, ACJ)

This petition has been filed in public interest with a prayer that respondents should be directed not to allow any private parties and functions using the Tombs known as 'Qutub Shahi Tombs', particularly such parties, where Alcohol is permitted. They should also be directed not to allow any dancing activity over the Tombs, for film shooting.

There is no factual basis in the writ petition, to suggest that even such activities are being permitted by respondents on the Tombs. Even otherwise, it is not physically possible to have any functions over the Tombs. Even if functions are held, those can only be held in the areas surrounding the Tombs. For these reasons, we feel that this petition has been filed for a purpose, which is not mentioned in the writ petition. It is misconceived and an attempt to misuse the concept of 'Public Interest Litigation'.

Hence, the writ petition is dismissed with costs of Rs.1,000/- (Rupees one thousand), to be paid towards the Legal Services Authority within a period of two weeks from today.

(BILAL NAZKI, ACJ)

25th November 2005

(R.SUBHASH REDDY, J)

ajr